

**UNITED STATES PATENT AND TRADEMARK OFFICE**

**BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES**

**MAILED**

OCT 27 2006

U.S. PATENT AND TRADEMARK OFFICE  
BOARD OF PATENT APPEALS  
AND INTERFERENCES

Ex parte JOHN D. DREHER

Application No. 09/482,773

This application was electronically received at the Board of Patent Appeals and Interferences on October 3, 2006. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matter requiring attention prior to docketing is identified below.

The following prior art reference cited on page 3 of the June 3, 2005 Examiner's Answer was not located in the Image File Wrapper (IFW): Hurst, S. "Face Powders," Poucher's Perfumes, Cosmetics and Soaps, vol. 3, (1993, 9<sup>th</sup> ed. Hilda Butler), pp. 116-121, Chapman & Hall.

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Accordingly, it is

ORDERED that the application is returned to the examiner to have the above listed reference scanned into the IFW and for such further action as may be appropriate.

BOARD OF PATENT APPEALS  
AND INTERFERENCES

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